

**CITY OF BAY CITY**

**RESOLUTION NO. 2023-018**

A RESOLUTION APPROVING INTEREST RATE FOR THE INSTALLMENT PAYMENT AGREEMENT FOR ASSESSED SYSTEM DEVELOPMENT CHARGES WITH SEAGULLS REST LLC ENTERED ON JUNE 29, 2023

**Whereas**, the Council adopted Ordinance No. 577 on March 14, 2000, which established a Systems Development Charge (SDC); and

**Whereas**, Section 10 of Ordinance No. 577 establishes an interest rate on unpaid SDC balances paid in installments at the rate of twelve percent (12%) per annum “or such other rate established by Council resolution”; and

**Whereas**, on June 13, 2023, the Council directed staff to create an Installment Payment Agreement for Assessed System Development Charges with Nathaniel Palmer, representing Seagulls Rest LLC (Installment Agreement) per set terms, including an interest rate of five percent (5%) and semi-annual payments made within three (3) years; and

**Whereas**, on June 29, 2023, the City entered into the Installment Agreement, with interest set at 5% in paragraph 5; and

**Whereas**, the Council wishes to officially approve the Installment Agreement interest rate reduction from twelve percent (12%) to five percent (5%).

NOW, THEREFORE, the City Council does hereby resolve;


**SECTION 1 Interest Rate.** The interest rate set at five percent (5%) in paragraph 5 of the Payment Agreement for Assessed System Development Charges with Nathaniel Palmer, representing Seagulls Rest LLC, entered into on June 29, 2023, is hereby retroactively approved by resolution, in accordance with Section 10 of Ordinance No. 577.

**SECTION 2 Effective Date.** This resolution shall retroactively take effect as of the date of Installment Agreement was approved on June 29, 2023.

ADOPTED by the City Council of Bay City and APPROVED by the Mayor of Bay City this 11th day of July, 2023.

ATTEST:

  
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Lindsay Gann, City Recorder

  
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Kathleen Baker, Interim Mayor